

FORM TO BE USED BY A PRISONER FILING A COMPLAINT  
UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. § 1983, 1985 & 1986

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

03 CV 360 (RJD)

Lamar Means  
Full name of plaintiff/prisoner ID#

Amended Complaint

Plaintiff,

TRIAL BY JURY DEMAND  
YES ☒ NO ☐

-against-

N.Y.C. Officer Anthony McLean #2788,  
N.Y.C. 60th Precinct King's County,  
John Doe Detectives 60th Precinct,  
Enter full names of all defendants  
are being sued in their individual  
and official capacity.  
Defendants.

I. Previous Lawsuits:

- A. Have you begun other lawsuits in state or federal court dealing with the same facts involved in this action or otherwise relating to your imprisonment? Yes ( ) No ( ☒ )
- B. If your answer to A is yes, describe the lawsuit in the space below (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1. Parties to this previous lawsuit:

Plaintiffs: \_\_\_\_\_

Defendants: \_\_\_\_\_

N/A

2. Court (if federal court, name the district;  
if state court, name the county)

N/A

3. Docket Number: \_\_\_\_\_

Kindly list all defendants to this lawsuit and the address at which each may be served. If you do not provide an address for a defendant, that defendant will not be served.

Defendant No. 1

Officer McLean  
N.Y.C. Police Department 60th  
Precinct - 2951 W. 84th Street Brooklyn, N.Y.  
112 —

Defendant No. 2

New York City,  
County of Kings,

Defendant No. 3

60th Precinct in  
County of Kings  
Brooklyn, N.Y.

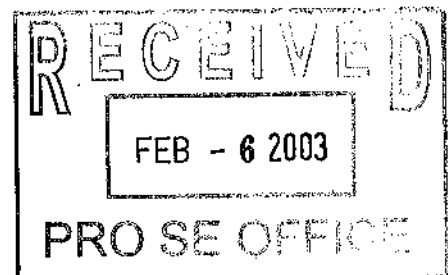
Defendant No. 4

3 John Doe Detectives  
from 60th Precinct,  
Kings County,  
Brooklyn, N.Y.

Defendant No. 5

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Please attach additional 8 1/2 x 11 paper if necessary.



4. Name of Judge to whom case was assigned: \_\_\_\_\_

5. Disposition: (for example: Was the case dismissed? Was it appealed? Is it still pending?)  
\_\_\_\_\_

6. Approximate date of filing lawsuit: 11/11

7. Approximate date of disposition: \_\_\_\_\_

II. Place of Present Confinement: Great Meadow corr. Fac.

A. Is there a prisoner grievance procedure in this institution? Yes (☒) No ( )

B. Did you present the facts relating to your complaint in the state prisoner grievance procedure? Yes ( ) No (☒)

C. If you answer is YES;

1. What steps did you take? 11/11

2. What was the result? ↓

D. If you answer is NO, explain why not Because this lawsuit has nothing to do with the state

E. If there is no prison grievance procedure in the institution, did you complaint to prison authorities? Yes ( ) No (☒)

F. If you answer is YES,

1. What steps did you take? 11/11

2. What was the result? ↓

### III. Parties

(In item A below, place your name in the first blank and place our present address in the second blank. Do the same for additional plaintiffs, if any.)

A. Name of plaintiff Lamar Means  
Address Box 51 - Route 22, Homer Avenue  
Comstock, N.Y. 12821

(In item B below, place the full name of the defendants in the first blank, his official position in the second blank, and his place of employment in the third blank. Use item C for the names, positions, and places of employment of any additional defendants.)

B. Defendant Anthony McLean is employed as Police officer #2788  
at 60th Precinct,

C. Additional Defendants New York City, N.Y.C. 60th Pre-  
cinct, King's County, 3 John Doe Detectives from the  
60th Precinct in Kings County.

#### IV. Statement of Claim

(State here, as briefly as possible, the facts of your case. Describe how each defendant is involved. Include also, the names of other persons involved, dates and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Use as much space as you need. Attach additional 8 1/2 x 11 sheets, if necessary.)

a) On 01/9/00 at approximately 6 o'clock P.M., the Plaintiff was verbally arguing with an individual at 30th between Neptune and Murmaid in Brooklyn. The Defendant McLean appeared out of a building with his gun drawn across the street, facing Murmaid ave., when plaintiff was facing defendant McLean, while the individual in question had his back to McLean. Plaintiff and the defendant both heard a shot and the defendant saw plaintiff backing away from the individual whom plaintiff was arguing with arms extended and the defendant yelled, "Freeze Police". Empty handed the plaintiff turned and commenced to run away in the opposite direction. The defendant McLean fired 4 shot's at the plaintiff. Two of the shot's hitting plaintiff

in the right upper part of plaintiff's shoulder blade and exited plaintiff's right side of his neck only to graze another part of plaintiff's neck and the second bullet hitting plaintiff's left elbow shattering and breaking the elbow causing nerve damage to plaintiff's hand.

b) Plaintiff was taken to Lutherns Hospital where three John Doe Detectives interfered in plaintiff trying to receive emergency medical attention. These John Doe Detectives told the Luthern Hospital Medical staff not to give plaintiff medical attention until after they question the plaintiff. Plaintiff was in pain and utilized his 5th Amendment right pursuant to his U.S. Constitutional right's to silence until plaintiff received medical attention and had legal counsel present to represent plaintiff. After that the Luthern Hospital Medical staff tended to plaintiff's gun shot wound's which they didn't at first realize that plaintiff was shot in the back and the bullet had exit out of plaintiff's neck because at first the only pain plaintiff felt was the gun shot wound to plaintiff's elbow and the fact that these three John Doe detectives were interfering with plaintiff receiving medical attention and holding off the medical staff from doing there duty but once they admitted plaintiff and attended to plaintiff elbow by cutting off plaintiff's clothing the medical staff was the bleeding wound and exit wound and grazes that

scared plaintiff's body.

c) Soon plaintiff received a room, after being patched up and given a ace bandage type of arm sling. The Detectives rushed plaintiff's room again ordering that plaintiff give them a statement. Plaintiff requested legal counsel before speaking to any one.

d. Soon thereafter a Attorney came and said he was my lawyer and asked the plaintiff what happen while in front of the 3 John Doe Detectives mention as being defendant's. Plaintiff told his Attorney what happen in front of the Detectives and the alleged Attorney and the Attorney didn't believe what plaintiff had said and as he was walking out told the Detectives to get the truth out of plaintiff, when leaving the hospital room. Plaintiff learned later that this Attorney who presented himself as plaintiff's Attorney really was a District Attorney in King's County. The Detectives where all white. They where from the 60th Precinct. They all where in the late 30's, early 40's out of all three of them. One grappled my or plaintiff's neck and presses his finger in plaintiff's gun shot wound and threaten to stick his ink pen in plaintiff neck wound if plaintiff didn't give them a statement. Plaintiff tried to move his head

and neck to break the Detectives grasp from plaintiff's neck when another officer or Detective grabbed plaintiff left elbow area and hanel and started to squeeze and stretch plaintiff's arm which he had been shot in while another officer asked questions while writing at the same time. Plaintiff told the Detectives known as John Doe to get the fuck off of plaintiff while trying to get out of there grasp. Then a some point plaintiff really tussled with these Detectives and they started slapping plaintiff in the neck and head and the other Detective was twisting plaintiff's arm and plaintiff yelled "okay, I'll do what ever you want, I'll do whatever you want and the Detective who was asking questions which I had answered but not to there liking told the other abusive Detectives who was using excessive use of force, especially toward's my previously of that day gun shot wound's," said stop, that's enough and the detectives complied and the detective who was asking questions and writing said look sign this and we are gone. Plaintiff read the statement written by this one out of the three John Doe Detectives and plaintiff told him this isn't what happen and that plaintiff never said that and the John Doe Detective then said sign it or we

are gonna continue to fuck you up in here and  
one way or another you gonna sign it.  
Plaintiff said that his arm is messed up  
which he wrote's with and this officer  
twisting and pressing on plaintiff's elbow  
cause plaintiff's pain the Detective with  
the pen and pad with the statement he  
had written and wanted plaintiff to  
sign saying the pad sticking plaintiff  
on the side of the head and neck where  
plaintiff had got shot at. The other two  
standing on each side of plaintiff restrained  
plaintiff who was now trying to get out the  
hospital bed. The John Doe Detective yelled "  
you don't want it with me grasping plaintiff  
pressure point between the neck and jaw area  
of the plaintiff's face while the Detective on  
plaintiff's left side continued to break plaintiff's  
already broken arm more. The Detective placed  
the pen in plaintiff's right hand and while  
the Detective was squeezing and twisting plaintiff  
arm said sign it and I dare you to try  
something stupid with the pen I'll break  
your bone out of the skin. Plaintiff signed  
the paper as forced. The officer's or Detectives  
left at once. Plaintiff stayed in the hospital  
receiving treatment for his injuries until  
1/13/2000.



V. Relief

(State briefly exactly what you want the court to do for you.  
Make no legal arguments. Cite no cases or statutes.)

- 1) Compensatory Damages in the amount of \$25,000,000;  
twenty five million dollars,
- 2) Permanent Damages in the amount of \$25,000,000;  
twenty five million dollars.
- 3) Punitive Damages in the amount of \$100,000,000;  
one hundred million dollars
- 4) Assignment of Pro Bono counsel, Assignment of a Federal  
Magistrate under 28 U.S.C. 5636 et. seq. as amended,  
for the Discovery and Pretrial and for such other and further  
relief as this court deem just and proper.

Signed this 24<sup>th</sup> day of January, ~~1981~~ 2003  
declare under penalty of perjury that the foregoing is true  
and correct.

Lamar means  
Signature of Plaintiff

30<sup>th</sup> of Nov. 1981  
Plaintiff's Date of Birth

053 48 53 60  
Social Security Number